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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/686,615	10/17/2003	Noboru Endo	01-484	8932

23400	7590	11/02/2007
POSZ LAW GROUP, PLC 12040 SOUTH LAKES DRIVE SUITE 101 RESTON, VA 20191		

EXAMINER	
NOLAND, THOMAS	

ART UNIT	PAPER NUMBER
2856	

MAIL DATE	DELIVERY MODE
11/02/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10686615	10/17/2003	ENDO ET AL.	01-484

POSZ LAW GROUP, PLC
12040 SOUTH LAKES DRIVE
SUITE 101
RESTON, VA 20191

EXAMINER

Thomas P.. Noland

ART UNIT	PAPER
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2856

20071029

DATE MAILED:

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Commissioner for Patents

NOTICE OF NON-RESPONSIVE AMENDMENT

Attachment: pages 2-3

1. The amendment filed Oct. 18, 2007 has been entered.
2. Receipt, originally acknowledged in the action mailed April 23, 2007, is again acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.
3. Newly submitted or amended claims 1-2 and 8-21 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: Originally presented and elected claims 1-2 required the command signal to be an external command signal while amended or new claims 1-2 and 8-21 do not require the use of an external command signal for patentability as evidenced by such only being specified, as best understood, in dependent claim 2. New or amended claims 1-2 and 8-21 require the terminal to both receive the power supply voltage and output a sensor signal during one mode while original claims 1-2 required only that the terminal do one or the other, etc.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, currently presented amended or new claims 1-2 and 8-21 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

4. The amendment filed on Oct. 18, 2007 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is nonresponsive.

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(MPEP § 821.03). The remaining claims are not readable on the elected invention because of the reasons given above.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tom Noland whose telephone number is (571) 272-2202. The examiner can normally be reached on weekdays from 9:00 to 5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Hezron E. Williams, can be reached on (571) 272-2208.

The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to 2800 Customer Service at (571) 272-2815.

Thomas P. Noland
Primary Examiner
Art Unit 2856

Oct. 29, 2007

